

**From:** VTA Board Secretary

**Sent:** Thursday, March 18, 2021 9:18 AM

**To:** VTA Board of Directors

**Subject:** March 22, 2021 Special Closed Session Board of Directors Meeting Agenda

**Board of Directors:**

You may now access the March 22, 2021 Special Closed Session Board of Directors Meeting Agenda on our [agenda portal](#).

Attached is a copy of the March 22, 2021 Board of Directors meeting agenda.

Thank you,

***Office of the Board Secretary***

Santa Clara Valley Transportation Authority

3331 North First Street, Building B

San Jose, CA 95134-1927

Phone **408-321-5680**





**BOARD OF DIRECTORS SPECIAL CLOSED SESSION MEETING  
NOTICE AND AGENDA**

The Santa Clara Valley Transportation Authority (VTA) Board of Directors will convene a Special Closed Session Meeting on:

**Monday, March 22, 2021**

**9:00 AM**

**\*TELECONFERENCE MEETING ONLY\***

Until further notice and pursuant to California Governor Gavin Newsom's Executive Order N-29-20, the VTA Board of Directors will convene a teleconference meeting only.

Zoom Meeting Link: <https://us02web.zoom.us/j/83851464866>

Smart Phone dial in: US+16692192599,,83851464866# or +16699009128,,83851464866#

Telephone dial: US+1 669 900 9128 or +1 669 219 2599 Webinar ID: 838 5146 4866

Technology limitations may limit the ability to receive verbal public comments during the meeting.

We request the public to submit their comments by 3:00 p.m. on March 19, 2021 to [board.secretary@vta.org](mailto:board.secretary@vta.org). Instructions for participating in the teleconference will be posted on VTA's website: [bit.ly/vta-board-agendas](http://bit.ly/vta-board-agendas).

**AGENDA**

**1. CALL TO ORDER AND ROLL CALL**

---

**1.1 ROLL CALL**

**2. CLOSED SESSION**

---

**2.1. Recess to Closed Session**

**A. Public Employment**  
[Pursuant to Government Code Section 54957]

Title of position to be filled: General Manager

**2.2. Reconvene to Open Session**

**2.3. Closed Session Report**

**3. ADJOURN**

---

The March 22, 2021, VTA Board of Directors Special Closed Session meeting will be held via teleconference. There will be no physical location for the meeting.

**From:** VTA Board Secretary  
**Sent:** Friday, March 19, 2021 5:28 PM  
**To:** VTA Board of Directors  
**Cc:** VTA Board Secretary  
**Subject:** VTA Correspondence: Week ending March 19, 2021

**VTA Board of Directors:**

We are forwarding to you the following correspondence:

<b>From</b>	<b>Topic</b>
VTA Staff	Response to Mr. David Dearborn, Member of the Public, pertaining to BART Phase II
City of Milpitas	2016 Measure B 10-Year Expenditure Program
Roland Lebrun, Member of the Public	Comments pertaining to: BART Phase II; Programming of Second Phase of CARES ACT Funds; Assembly Hearing on the HSR Business Plan; and CRRSAA Programming Phase 2

Thank you.

Office of the Board Secretary  
Santa Clara Valley Transportation Authority  
3331 North First Street, Building B  
San Jose, CA 95134-1927  
Phone [408-321-5680](tel:408-321-5680)



Conserve paper. Think before you print.

**From:** VTA Board Secretary <Board.Secretary@vta.org>  
**Sent:** Tuesday, March 9, 2021 11:13 AM  
**To:** 'ddaytond1  
**Cc:** VTA Board Secretary <Board.Secretary@vta.org>  
**Subject:** VTA Response Re: BART Phase II Project

Mr. Dearborn:

Thank you for your continued interest in the BART Phase II project and your support for public transportation. As you are aware, the project is completing the design and progressing procurements documents for construction utilizing a single bore tunnel configuration. The Fire Life Safety & Security Committee provides fire life safety oversight on the design process to ensure a safe system, acts as a conduit to VTA and BART executives and supports the designers and engineers to design a safe system per all applicable codes and standards. Through this Committee, fire departments from both Cities are fully engaged to support project design utilizing their experience and expertise to evaluate future needs in accordance with established procedures and training related to best practices in emergency evacuation and fire response. This Committee serves as one of the many oversight layers to ensure compliance, with specific focus on fire life safety. A similar Committee was established for Phase I that led to the successful completion of the CPUC safety and security certification.

This Committee is in compliance with the FTA Handbook for Transit Safety and Security Certification and will be co-chaired by both BART and VTA and includes fire life and safety subject matter experts.

If you have any questions, please reply to this e-mail.

Thank you.

VTA Office of the Board Secretary  
Santa Clara Valley Transportation Authority  
3331 North First Street, Building B-1  
San Jose, CA 95134-1927  
Phone: 408-321-5680



---

**From:** David D  
**Date:** March 4, 2021 at 6:37:23 PM PST  
**To:** Sam Liccardo <[sam.liccardo@gmail.com](mailto:sam.liccardo@gmail.com)>, "Chavez, Cindy" <[Cindy.Chavez@bos.sccgov.org](mailto:Cindy.Chavez@bos.sccgov.org)>, Raul Peralez <[raul.peralez@sanjoseca.gov](mailto:raul.peralez@sanjoseca.gov)>, "Davis, Dev" <[dev.davis@sanjoseca.gov](mailto:dev.davis@sanjoseca.gov)>

**Cc:** Robert Raburn <[Robert.Raburn@bart.gov](mailto:Robert.Raburn@bart.gov)>, "Salpeas, Takis" <[Takis.Salpeas@vta.org](mailto:Takis.Salpeas@vta.org)>

**Subject: Re:**

Regarding BART Phase II, and Takis 3-4-2021 update and Fire Safety issue resolution: he mentioned a special task force /committee on this consisting of SJ Fire Safety and SC City Fire Safety as key members of this.

“Q” What prior experience and/or expertise do these Cities bring to design of single vs. twin bore underground metro designs regarding fire safety in the wide range catastrophic possible situations ?

Thank you for your response in advance,

David Dearborn



**CITY OF MILPITAS**  
**OFFICE OF MAYOR RICH TRAN**

455 EAST CALAVERAS BOULEVARD, MILPITAS, CALIFORNIA 95035-5479  
PHONE: 408-586-3059, [www.ci.milpitas.ca.gov](http://www.ci.milpitas.ca.gov)

March 18, 2021

Hon. Glen Hendricks, Board President  
Board of Directors  
Valley Transportation Authority (VTA)  
3331 N. First Street San Jose, CA 95134

**Re: 2016 MEASURE B 10-YEAR EXPENDITURE PROGRAM**

Dear Chairperson Hendricks and Members of the VTA Board of Directors:

On behalf of City of Milpitas, I am writing to express support for a 2016 Measure B 10-Year expenditure program that meets countywide transportation needs and provides fairness in funding countywide.

In January 2021 VTA Board of Director Workshop, VTA staff presented 2016 Measure B expenditure principles for the next 10 years. The City is pleased to see an equitable approach for the 10-year expenditure outlook that fairly funds all nine program categories instead of prioritizing funding to BART Phase II program at the detriment to the other programs as initially presented in fall 2020 expenditure base scenario. The City would like to thank the VTA staff who have worked diligently on ensuring these funds are allocated in an expedited manner to make meaningful progress for all nine program categories.

The City strongly urges the VTA to continue to proceed with great care to ensure the trust of the electorate that passed Measure B to fairly invest in all program categories during the next 10-year period. A balanced expenditure approach ensures the entire county benefits as promised in the 2016 ballot measure and respects the will of the voters in approving the measure.

Thank you for your consideration.

Sincerely,

Rich Tran  
Mayor

C: Milpitas City Council  
Steve McHarris, City Manager  
Ashwini Katak, Assistant City Manager  
Steve Erickson, City Engineer/Director of Engineering

**From:** Roland Lebrun  
**Sent:** Friday, March 12, 2021 2:49 AM  
**To:** VTA Board Secretary <Board.Secretary@vta.org>  
**Subject:** PAC item 4 Committee Staff report

Dear Chair Moore and PAC members,

Here is the link to the Board resolution approving the lobbying contract with WSP/Parsons Brinckerhoff:

[http://santaclaravta.iqm2.com/Citizens/Detail\\_LegiFile.aspx?Frame=&MeetingID=3131&MediaPosition=&ID=7498&CssClass=](http://santaclaravta.iqm2.com/Citizens/Detail_LegiFile.aspx?Frame=&MeetingID=3131&MediaPosition=&ID=7498&CssClass=)  
<https://www.wsp.com/en-US/profiles/macek-nathan>

The YouTube Board video recording was set to "Private" approximately two days after the Board meeting:

[https://www.youtube.com/watch?v=u\\_ZvNQBo02Y](https://www.youtube.com/watch?v=u_ZvNQBo02Y)



## BART Phase II Project – FTA Grant Application Support - Santa Clara Valley Transportation Authority

Authorize the General Manager to amend contract S16140 with WSP USA Inc to add \$250,000, for a revised not to exceed contract amount of \$744,375 to support development and presentation to the Federal Transit Administration (FTA) of the financial capacity model and related report, which may be required as part of the FTA full funding grant application in which VTA is requesting a full funding ...  
santaclaravta.iqm2.com

CC

VTA Board  
VTA CAC

**From:** Roland Lebrun  
**Sent:** Thursday, March 11, 2021 3:30 AM  
**To:** MTC Info <info@bayareametro.gov>  
**Cc:** VTA Board Secretary <Board.Secretary@vta.org>  
**Subject:** Programming and Allocations Item 4a Programming of Second Phase of CARES ACT Funds

Dear Chair Josefowitz,

Further to my comments at the Programming & Allocations Committee, see attached and below for information on how VTA operators report pass ups.

*"To track pass up's we contracted with clever Devices to modify the on board Transit control head TCH, which is an interactive touch screen display. I'm attaching the operation notice that was provided to the bus drivers. It provided the instruction on what to do, pictures of the display. For more detail on the Transit control head TCH is a video [Clever Devices Transit Control Head \(TCH\) - YouTube](#) and TCH spec sheet [TCH - Transit Control Head Specification Sheet - Clever Devices](#)."*

I am also appending two slides from the March Board Meeting General Manager's report:  
<http://santaclaravta.iqm2.com/Citizens/FileOpen.aspx?Type=6&ID=1638>

The first slide shows average weekday bus ridership climbing 21.4% (+/- 5,000 riders/day) between January and February.

**The second slide shows pass-ups increasing from 391 to 711 riders/day between the first and third week of February.**

**It is unclear why VTA is not using it's \$98.3M CARES Act SURPLUS to address this situation.**

Sincerely,

Roland Lebrun



**Ridership**  
February 2021 (preliminary)

**Item 8.0**

	February 2021	Compared to			
		February 2020	Percent change	January 2021	Percent change
Bus	761,540	2,156,683	-64.7%	671,035	13.5%
Average Weekday	30,270	87,739	-65.5%	24,939	21.4%
Light Rail	187,372	626,432	-70.1%	181,104	3.5%
Average Weekday	7,393	27,116	-72.7%	6,640	11.3%
System	948,912	2,783,115	-65.9%	852,139	11.4%
Average Weekday	37,663	114,855	-67.2%	31,579	19.3%



## Increase in Frequency, Increase in Pass-Ups

	Instances per day	Estimated Customers Impacted per day
<b>TOTALS ALL DAYS: Feb 1 to 7</b>	166	391

	Instances per day	Estimated Customers Impacted per day
<b>TOTALS ALL DAYS: Feb 21 to 27</b>	281	711



VTA Board  
VTA PAC  
VTA CAC

**From:** Roland Lebrun  
**Sent:** Wednesday, March 10, 2021 3:49 PM  
**To:** BudgetSub4@asm.ca.gov; budgets3@asm.ca.gov  
**Cc:** boardmembers@hsr.ca.gov; VTA Board Secretary <Board.Secretary@vta.org>; Caltrain Board <board@caltrain.com>; MTC Info <info@bayareametro.gov>; SFCTA Board Secretary <clerk@sfcta.org>; SFCTA CAC <cac@sfcta.org>; TJPA CAC <cac@tjpa.org>; Donald Pollitt <DTX@tjpa.org>; DraftBP2020@hsr.ca.gov  
**Subject:** Assembly Hearing on the HSR Business Plan

Good afternoon Chairs Friedman and Bloom,

My name is Roland Lebrun. I was born in Europe and moved to San Jose in 1986.  
Here are my prepared remarks:

*The most effective way to achieve GHG reductions is to **transition freight and passenger rail off fossil fuels starting with densely populated urban areas.***

***Every HSR country in the World started with rail electrification over half a century before building their first high speed line.***

*As an example, the French HSR network consists of over 10,000 miles of electrified tracks served by high-speed trains but only 1,500 miles of dedicated high speed lines, most of which bypass cities entirely (see below)*

***Please stop the High Speed Rail Authority from putting the cart before the horse.***

*Thank you.*

Video showing a TGV sharing track with **electrified freight**: <https://youtu.be/iAgxWzGFekU?t=124>



Frets, Tgv & Ter - Lignes Le Mans-Tours et Le Mans-Paris  
le 05 05 2018  
youtu.be

Video showing how the French planned their first high speed line (Paris to Lyon). **Please note how the line completely bypasses Dijon**: <https://youtu.be/eD13IXMwao?t=342>



## TGV AN 1. L'histoire de la première ligne à grande vitesse reliant Paris à Lyon en 1981

FR - EN (below) : Dans les années 1960, le train subit de plein fouet la concurrence de l'automobile et de l'avion, en pleine expansion. Mais la création en ...  
youtu.be

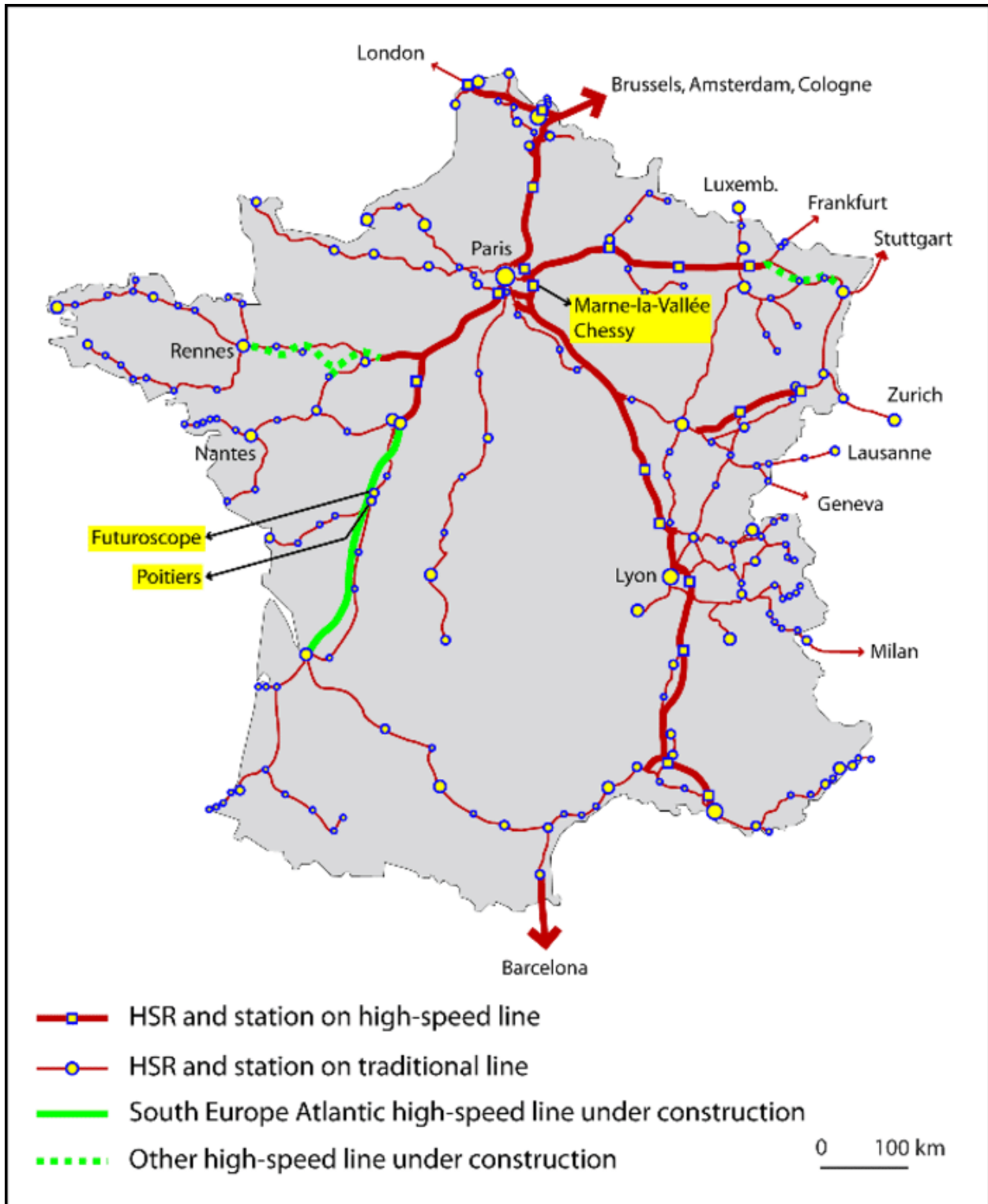
LGV SEA flyover (**solid green line below**): <https://youtu.be/3BIF7j9DJvU?t=526>. Please note how the new high-speed line uses existing branches to connect to the Poitiers station and how this was financed: <https://www.eib.org/attachments/press/lgv-sud-europe-atlantique-en.pdf>



## Survol de la LGV SEA Tours-Bordeaux - Juin 2015

Découvrez le dernier survol de la LGV SEA, réalisé en Juin 2015 (2 ans avant la mise en service) ! Suivez l'actualité sur :- Le site du concessionnaire LISEA...  
youtu.be

Please note the small squares indicating that **there are only 16 stations on dedicated high speed lines in the entire French High speed Rail network**



CC

CHSRA Board of directors  
MTC Commissioners  
SFCTA Commissioners

Caltrain Board of Directors  
TJPA Board of Directors  
VTA Board of Directors  
Caltrain CAC  
TJPA CAC  
VTA CAC

PS. I waited 3 hours to depose my verbal comments to the Joint Committees but somehow got dropped off the waiting list(?)

**From:** Roland Lebrun

**Sent:** Monday, March 8, 2021 2:01 AM

**To:** MTC Info <info@bayareametro.gov>

**Cc:** VTA Board Secretary <Board.Secretary@vta.org>; SFMTA Municipal Transportation Agency <sfmta@public.govdelivery.com>; BART Board <boardofdirectors@bart.gov>; contact@alamedactc.org

**Subject:** Programming & Allocations Item 4a CRRSAA Programming Phase 2

Dear Chair Josefowitz,

The intent of this email is to alert the Programming and Allocations Committee to the fact that, due to higher than expected sales tax revenues in Santa Clara County, **FY21 revenue projections provided by VTA to MTC do not bear any resemblance to FY21 revenue forecasts presented at the March 4<sup>th</sup> VTA Board of directors**

(<http://santaclaravta.igmp2.com/Citizens/FileOpen.aspx?Type=6&ID=1634>) specifically, that VTA revenue losses for FY21 are forecasted to be \$39.3M (not \$105,638,034) leaving VTA with a residual Cares Act **SURPLUS** of \$96.8M after Tranche 1 (slide 2 in the presentation).

It is therefore unclear why MTC should be allocating an additional \$39,355,158 to VTA resulting in a **total SURPLUS in excess of \$135M** after Tranche 2.

I hope that you will take this information into consideration and reallocate VTA surplus CRRSAA funds to other agencies such as BART, MUNI and ACTC.

Sincerely,

Roland Lebrun

## FY2021 Operating Balance Preliminary Projections – (as of March 2021)

	FY21 Current Budget	FY21 Projections	
		Optimistic (Dec 2020)	(Mar 2021)
Subtotal - Sales Tax Related	\$439.6M	\$385.2M	\$402.6M
Subtotal - Fares	\$38.6M	\$15.5M	\$9.4M <sup>2</sup>
Subtotal - Other Revenues	\$35.7M	\$34.7M	\$29.4M
<b>TOTAL REVENUES</b>	<b>\$513.9M</b>	<b>\$435.3M</b>	<b>\$441.4M</b>
<b>TOTAL EXPENSES</b>	<b>\$525.5M</b>	<b>\$481.6M</b>	<b>\$480.7M</b>
OPERATING BALANCE (before applying CARES Act Funding)	(\$11.6M)	(\$46.2M)	(\$39.3M)
CARES ACT FUNDS REMAINING (after budget gap is bridged) <sup>1</sup>	N/A	\$89.9M	\$96.8M

Notes:

1. CARES Act Funding available as of July 2020 was approx. \$136.1M that will be used to bridge the negative operating balance at the end of FY2021 and subsequent FYs. The current budget was developed before the existence of CARES Act Funding.
2. This represents fares collected in FY2021 through February 7, 2021. Monthly fare revenues between August 2020 and January 2021 were approx. \$1.4M.



2

## FY2021 Sales Tax Related Revenues Preliminary Projections (as of March 2021)

	FY21 Current Budget	FY21 Projections	
		Optimistic (Dec 2020)	(Mar 2021)
1976 Half-Cent Sales Tax	\$229.3M	\$203.0M	\$207.8M
2000 Measure A Sales Tax-Oper. Asst.	\$47.6M	\$42.1M	\$43.1M
2016 Measure B-Transit Operations	\$14.5M	\$14.5M	\$14.5M
Transportation Development Act (TDA)	\$107.7M	\$101.5M	\$113.2M
State Transit Assistance (STA)	\$40.5M	\$24.0M	\$24.0M
Subtotal - Sales Tax Related	\$439.6M	\$385.2M	\$402.6M



3

CC

VTA Board of Directors  
 SFMTA Board of Directors  
 BART Board of Directors  
 ACTC Board of Directors  
 VTA CAC